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REDACTED – FOR PUBLIC INSPECTION

April 26, 2004

RECEIVED

APR 26 2004

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

VIA HAND DELIVERY

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: *Redacted Version of Confidential Filing*, Application of WorldCom, Inc.
d/b/a MCI and Certain of its Subsidiaries for Authorization to Transfer
and/or Assign Section 214 Authorizations, Section 310 Licenses, and
Submarine Cable Landing Licenses, WC Docket No. 02-215

Dear Ms. Dortch:

This letter provides notice for the public record that the undersigned counsel to MCI, Inc. filed today a copy of a letter from MCI, Inc. to James L. Ball, Michelle M. Carey, and Joel D. Taubenblatt under seal along with the attached request for confidential treatment. The unredacted, confidential version of this filing is being hand delivered to you, under seal.

Two copies of the filing, as redacted, are also being submitted, as attachments to this letter. If you have any questions or require further information, please do not hesitate to contact me.

Sincerely,



Gil M. Strobel

Attachments

cc: Ann Bushmiller
Francis Gutierrez
Linda Ray
JoAnn Lucanik

Jeffrey Carlisle
David Krech
Erin McGrath
Christine Newcomb

William Dever
Susan O'Connell
Jeff Tobias
Wayne McKee

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REQUEST FOR CONFIDENTIAL TREATMENT PURSUANT TO 47 C.F.R. §§ 0.457 AND 0.459 IN WC DOCKET NO. 02-215

April 26, 2004

VIA HAND DELIVERY

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: Application of WorldCom, Inc. d/b/a MCI and Certain of its Subsidiaries
for Authorization to Transfer and/or Assign Section 214 Authorizations,
Section 310 Licenses, and Submarine Cable Landing Licenses,
WC Docket No. 02-215

Dear Ms. Dortch:

Pursuant to Exemption 4 of the Freedom of Information Act, 5 U.S.C. § 552(b)(4), and the Commission's rules, 47 C.F.R. §§ 0.457(d) and 0.459, MCI, Inc. ("MCI") hereby requests confidential treatment of certain sensitive financial information provided in the attached letter from Richard S. Whitt, MCI, to James L. Ball, Michelle M. Carey, and Joel D. Taubenblatt. This information is comprised of company-specific, proprietary financial ownership data that was provided to MCI's counsel on a confidential basis. MCI is submitting a public, redacted version of this letter together with a nonpublic, unredacted version filed under seal subject to this request for confidential treatment.

1. *Identification of the specific information for which confidential treatment is sought.* MCI requests that the redacted portions of the attached letter be treated as confidential pursuant to Exemption 4 of the Freedom of Information Act, 5 U.S.C. § 552(b)(4), and sections 0.457(d) and 0.459 of the Commission's rules, which protect "commercial or financial information . . . not routinely available for public inspection." The redacted portions of the letter contain company-specific, proprietary financial ownership data that was provided to MCI's counsel on a confidential basis and would not customarily be made available for public inspection.

2. *Identification of the Commission proceeding in which the information was submitted or a description of the circumstance giving rise to the submission.* This information is being submitted to supplement an earlier response by MCI to a request from the Commission for additional information. That request was made in connection

with MCI's assignments from itself and certain of its subsidiaries as debtors-in-possession ("Transferor") to itself and those subsidiaries as emerged non-debtors ("Transferee"), in the above-referenced proceeding.¹

3. *Explanation of the degree to which the information is commercial or financial, or contains a trade secret or is privileged.* The redacted information contains company-specific, proprietary financial ownership data that provides sensitive information regarding ownership structures and control. This information was provided to MCI's counsel on a confidential basis, and would not customarily be made available to the public for inspection.

4. *Explanation of the degree to which the information concerns a service that is subject to competition.* Not applicable.

5. *Explanation of how disclosure of the information could result in substantial competitive harm.* Not applicable.

6.-7. *Identification of any measures taken by the submitting party to prevent unauthorized disclosure, and identification of whether the information is available to the public and the extent of any previous disclosure of the information to third parties.* MCI's counsel was provided access to the information strictly on a confidential basis. To MCI's knowledge, a portion of the redacted information has been disclosed to the Federal Trade Commission and Department of Justice pursuant to the Hart-Scott-Rodino Antitrust Improvements Act of 1976, 15 U.S.C. § 18a ("HSR Act"). The HSR Act accords confidential treatment for information provided pursuant to the act, including exemption from disclosure under the Freedom of Information Act. To MCI's knowledge, this redacted information is not available to the public and has not otherwise been disclosed previously to third parties.²

8. *Justification of the period during which the submitting party asserts that the material should not be available for public disclosure.* The redacted data must be kept confidential for an indefinite period. MCI cannot determine at this time any date certain by which the information could be disclosed without harmful consequences.

9. *Any other information that the party seeking confidential treatment believes may be useful in assessing whether its request for confidentiality should be granted.* Under applicable Commission and federal court precedent, the financial information provided to MCI on a confidential basis should be shielded from public

¹ Letter from James L. Ball, Chief, Policy Division, International Bureau, FCC; Michelle M. Carey, Chief, Competition Policy Division, Wireline Competition Bureau, FCC; and Joel Taubenblatt, Chief, Broadband Division, Wireless Telecommunications Bureau, FCC to Richard S. Whitt, MCI and Mark Schneider, Jenner & Block, Counsel for MCI, WC Docket No. 02-215 (March 9, 2004).

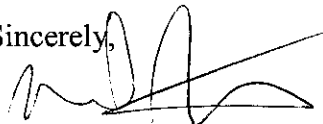
² Although the identities of certain entities were revealed in a Securities and Exchange Commission filing, the precise ownership chain and exact nature of the interests described in the attached letter were not disclosed to the public.

disclosure. Specifically, where disclosure is likely to impair the government's ability to obtain necessary information in the future, it is appropriate to grant confidential treatment to that information. *See National Parks and Conservation Ass'n v. Morton*, 498 F.2d 765, 770 (D.C. Cir. 1974); *see also Critical Mass Energy Project v. NRC*, 975 F.2d 871, 878 (D.C. Cir. 1992) (*en banc*) (recognizing the importance of protecting information that "for whatever reason, 'would customarily not be released to the public by the person from whom it was obtained.'") (citation omitted). Where the company-specific financial data at issue is not customarily available to an FCC licensee, as is the case here, failure to accord confidential treatment to that information is likely to impair a licensee's, and, in turn, the FCC's, ability to obtain such information in future proceedings.

Protective Order Requested. In the event that the Commission declines to grant complete confidentiality to the redacted information, disclosure of that information, other than to a Commission employee working directly on the matter, should be permitted only for counsel signing the Commission's standard protective agreement. If such a request occurs, please provide sufficient advance notice to the undersigned prior to any such disclosure to allow MCI to pursue appropriate remedies to preserve the confidentiality of the redacted information.

If you have any questions or require further information regarding this request, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gil M. Strobel', with a long horizontal flourish extending to the right.

Gil M. Strobel

Attachment

Richard S. Whitt
Senior Director for Global
Policy and Planning

1133 Nineteenth Street, NW
Washington, DC 20036
202 887-3845 (Tel.)
202 736-3304



**CONFIDENTIAL INFORMATION – FILED UNDER SEAL
PURSUANT TO 47 C.F.R. §§ 0.457(d) AND 0.459**

COPYING PROHIBITED

April 26, 2004

James L. Ball
Chief, Policy Division
International Bureau
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Michelle M. Carey
Chief, Competition Policy Division
Wireline Competition Bureau
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Joel D. Taubenblatt
Chief, Broadband Division
Wireless Telecommunications Bureau
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554


Re: Application of WorldCom, Inc. d/b/a/ MCI and Certain of its Subsidiaries
for Authorization to Transfer and/or Assign Section 214 Authorizations,
Section 310 Licenses, and Submarine Cable Landing Licenses, WC
Docket No. 02-215

Dear Mr. Ball, Ms. Carey and Mr. Taubenblatt:

On March 9, 2004, MCI, Inc. (then known as WorldCom, Inc. d/b/a MCI) (“MCI”) received a request from the Federal Communications Commission (“Commission” or “FCC”) for additional information (“Information Request”) made in connection with MCI’s assignments from itself and certain of its subsidiaries as debtors-in-possession (“Transferor”) to itself and those subsidiaries as emerged non-debtors

("Transferee") in the above-referenced proceeding.¹ On March 30, 2004, MCI responded to the Information Request by providing information regarding ownership interests in MCI and its subsidiaries ("March 30 Response").² Pursuant to MCI's ongoing responsibility under section 1.65(a) of the Commission's rules, 47 C.F.R. § 1.65(a), to ensure the accuracy and completeness of information furnished to the Commission in a pending application proceeding, MCI hereby supplements its March 30 Response.

In Question 3 of the Information Request, the Commission requested a list of the individuals or entities having direct beneficial ownership interests of greater than 5% in each entity having direct beneficial ownership interests of greater than 5% in the Transferee. As indicated in Exhibit A-2 attached to the March 30 Response, only one entity, Financial Ventures LLC, was estimated to have a direct ownership interest of greater than 5% in the Transferee. Based on confidential information provided by legal counsel for Financial Ventures, MCI understands the following with respect to Financial Ventures:



As indicated in the March 30 Response, now that MCI has emerged from bankruptcy, it will update WC Docket No. 02-215 with information regarding the ownership interests in the reorganized MCI. If you have any questions or require further information regarding this supplemental filing or any other matter in the above-pending proceeding, please do not hesitate to contact me.

Sincerely,



Richard S. Whitt

¹ Letter from James L. Ball, Chief, Policy Division, International Bureau, FCC; Michelle M. Carey, Chief, Competition Policy Division, Wireline Competition Bureau, FCC; and Joel Taubenblatt, Chief, Broadband Division, Wireless Telecommunications Bureau, FCC to Richard S. Whitt, MCI and Mark Schneider, Jenner & Block, Counsel for MCI, WC Docket No. 02-215 (March 9, 2004).

² See Letter from Richard S. Whitt, MCI, to James L. Ball, Chief, Policy Division, International Bureau, FCC; Michelle M. Carey, Chief, Competition Policy Division, Wireline Competition Bureau, FCC; and Joel D. Taubenblatt, Chief, Broadband Division, Wireless Telecommunications Bureau, FCC, WC Docket No. 02-215 (March 30, 2004).

**CONFIDENTIAL INFORMATION – FILED UNDER SEAL
PURSUANT TO 47 C.F.R. §§ 0.457(d) AND 0.459**

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